

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

MINH BA LUC,

Petitioner,

vs.

MICHAEL CHERTOFF, et al.,

Respondents.

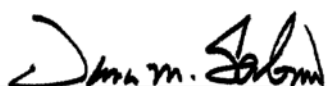
Civil No. 08-0743 DMS (WMc)

**ORDER GRANTING APPLICATION
TO PROCEED IN FORMA PAUPERIS**

Petitioner, a detainee in the custody of the Department of Homeland Security, Bureau of Immigration and Customs Enforcement, proceeding pro se, has filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241. Petitioner has also filed a request to proceed in forma pauperis which reflects that he has no funds in his trust account at the facility in which he is presently confined. Petitioner cannot afford the \$5.00 filing fee. Thus, the Court **GRANTS** Petitioner's application to proceed in forma pauperis. The Clerk of the Court shall file the Petition for Writ of Habeas Corpus without prepayment of the filing fee.

IT IS SO ORDERED.

DATED: April 28, 2008



HON. DANA M. SABRAW
United States District Judge